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Intervet Inc.

934 4305

P. 3

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Atty Docket No.: O/96198 US-D1

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

BOOTS ET AL.

Serial No.: 09/657,757

Group Art Unit: 1644

Filed: September 8, 2000

Examiner: Nolan, P.

For: NOVEL PEPTIDES SUITABLE FOR USE IN ANTIGEN SPECIFIC IMMUNO-  
SUPPRESSIVE THERAPY

Assistant Commissioner of Patents  
Arlington, VA 22313

Dear Sir:

**REQUEST FOR RCE PURSUANT TO 37 CFR 132(b)  
AND PETITION FOR EXTENSION OF TIME OF APRIL 7, 2004**

**I. INTRODUCTION/SUBMISSION**

Applicants respectfully request continued examination of the above referenced application pursuant to 37 CFR §132(b). Prosecution on the above referenced application is closed, as the application is under final rejection. Applicants are submitting the fee required pursuant to 37 CFR §1.17(e) and making the following submission. Please charge any required fees to deposit account 02-2334.

4/29/2004 TJCHNS04 00000003 022334 09657757

1 FC:1801 770.00 DA

PAGE 3/9 \* RCVD AT 4/8/2004 10:43:31 AM [Eastern Daylight Time] \* SVR:USPTO-EFAXF-1/0 \* DNS:9729305 \* CSID:934 4305 \* DURATION (mm-ss):02-18

05/12/2004 DHILLIA1 00000001 022334 09657757

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#### IV. Remarks and Conclusion

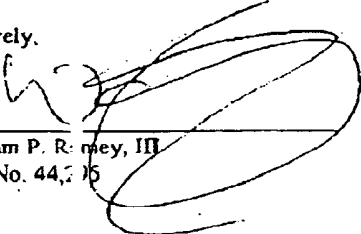
Claims 2, 7, 11, 13, 15, and 16 are presently pending. Claims 14 and 17 have been cancelled, without prejudice or disclaimer. The cancellation was not made for any reason related to patentability and no estoppel should result.

In response to the rejections under 35 USC §112, 1<sup>st</sup> ¶, Applicants have amended the Claims to recite mucosal administration. Support for the amendment can be found in the paragraph bridging pages 11 and 12. The Examiner indicated that such nasal administration was enabled. Accordingly, Applicants respectfully request reconsideration of the rejection in light of this response.

Claims 14 and 17 have been cancelled.

The application is believed in a condition for allowance and Applicants respectfully request such action. Please call the below undersigned attorney for any assistance in securing allowance of this application or if the Examiner feels that an interview would further the prosecution of this case. Please charge deposit account number 02-2334 for any required fees and to credit any credits.

Sincerely,

  
William P. Roney, III  
Reg. No. 44,705